

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively
Consolidated SIPA Liquidation of Bernard L.
Madoff Investment Securities LLC and the Estate
of Bernard L. Madoff,

Plaintiff,

v.

RICHARD M. GLANTZ, et al.,

Defendants.

Adv. Pro. No. 10-05394 (SMB)

AMENDED CASE MANAGEMENT STIPULATION AND ORDER

WHEREAS, on January 19, 2018, Irving H. Picard as trustee (the “Trustee”) for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, et seq. (“SIPA”), and the substantively consolidated chapter 7 estate of Bernard L. Madoff individually, and the defendants (“Defendants,” and together with the Trustee, the “Parties”) entered into a stipulation relating to the Trustee’s filing

of a Second Amended Complaint in the above-captioned adversary proceeding (the “Adversary Proceeding”), and relating to Defendants’ filing of an answer thereto, which stipulation was so ordered by this Court and entered on January 22, 2018 (the “Stipulation and Order”); and

WHEREAS, on January 22, 2018, the Trustee filed the Second Amended Complaint;
and

WHEREAS, on March 23, 2018, Defendants filed their Answer and Affirmative
Defenses to the Second Amended Complaint; and

WHEREAS, the Court so ordered an Amended Case Management Stipulation and Order
on April 12, 2019, which the Parties now wish to amend to enter early mediation and
accommodate certain scheduling matters.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between
the Trustee and the Defendants, that the following provisions and deadlines are hereby made
applicable to this adversary proceeding:

1. The Parties will file with the Court a Notice of Mediation Referral and a Notice of Mediator Selection by June 14, 2019.
2. Fact Discovery will be held in abeyance while the Parties conduct Mediation.
3. The deadline for the Conclusion of Mediation shall be on or before August 9, 2019.
4. If this adversary proceeding is not resolved through mediation, the Parties will re-commence Fact Discovery, which will conclude 60 days after the Mediator’s Final Report is filed with this Court.
5. If fact discovery is re-commenced, the Parties shall file an Amended Case Management Stipulation and Order with this Court 14 days after the Mediator’s Final Report is filed with this Court that provides new fact and expert disclosure deadlines that are to be applicable to this adversary proceeding.
6. All of the agreements between the Parties regarding the scope of Fact Discovery, which are outlined in paragraph 1(a)-(c) of prior Case Management Stipulations and Orders (ECF Nos. 114, 125, 134, and 139), shall remain in effect.

7. This stipulation may be signed by the parties in any number of counterparts, each of which shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this stipulation shall be deemed an original.

Dated: New York, New York
May 17, 2019

BAKER & HOSTETLER LLP

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SIPA Liquidation of Bernard L. Madoff
Investment Securities LLC and the Estate
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*Attorneys for Defendants RICHARD M. GLANTZ,
individually, as trustee of the Glantz-Ostrin Trust
II, as personal representative of the Estate of
Edward R. Glantz, and as administrator of the
Estate of Thelma Glantz; EJS ASSOCIATES, L.P.;
JELRIS & ASSOCIATES, L.P.; GRACE &
COMPANY; THE GLANTZ FAMILY
FOUNDATION, INC; THE ESTATE OF EDWARD
R. GLANTZ; LAKEVIEW INVESTMENT, LP;
VISTA MANAGEMENT CO.; LAW &
MEDIATION OFFICES OF RICHARD M.
GLANTZ, A PROFESSIONAL CORPORATION;
ELAINE OSTRIN; THE ESTATE OF THELMA
GLANTZ; THE GLANTZ-OSTRIN TRUST II; and
AUSTIN BOSARGE*

SO ORDERED

Dated: **May 21st, 2019**
New York, New York

/s/ STUART M. BERNSTEIN_____
HON. STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE